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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MANUEL YANES ,

Defendants.

CASE NO. 1:22-CR-00307-JLT-SKO

STIPULATION AND PROTECTIVE ORDER

WHEREAS, the discovery in this case involves information, including documentation, photographs, audio recordings, and video recordings, related to a confidential informant whose safety may be compromised if their identity were disclosed (the “Protected Information”); and

WHEREAS, the parties desire to have the Protected Information produced to undersigned defense counsel;

The parties agree that entry of a stipulated protective order is appropriate.

THEREFORE, Manuel Yanes (“Defendants”), by and through his counsel of record, Darryl Young (“Defense Counsel”), and the United States of America, by and through Assistant United States Attorney Kimberly A. Sanchez, hereby agree and stipulate as follows:

1. This Court may enter a protective order pursuant to Rule 16(d) of the Federal Rules of Criminal Procedure, and its general supervisory authority.

2. This Order pertains to the Protected Information, the Bates numbers pertaining to which

1 will be specified when produced to Defense Counsel (“the discovery”). This Order also relates to any
2 verbal communications between the government and Defense Counsel about the confidential informant.
3 This Order supplements previous Protective Orders entered in this case.

4 3. By signing this Stipulation and Protective Order, Defense Counsel agrees not to share any
5 documents, recordings, or other information, verbal or written, that contain Protected Information with
6 anyone other than defense investigators and support staff. Defense Counsel will not share these items
7 with the Defendant. The parties agree that Defense Counsel, defense investigators, and support staff
8 (the “defense team” for each respective defendant) shall not allow anyone else to copy or retain
9 Protected Information contained in the discovery.

10 4. The discovery and information therein may be used only in connection with the litigation
11 of this case and for no other purpose. The discovery is now and will forever remain the property of the
12 government. Defense Counsel will return the discovery to the government or certify that it has been
13 destroyed at the conclusion of the case.

14 5. Defense Counsel will store the discovery in a secure place and will use reasonable care to
15 ensure that it is not disclosed to third persons in violation of this agreement.

16 6. Defense Counsel shall be responsible for advising Defendant, employees, other members
17 of the defense team, and defense witnesses of the contents of this Stipulation and Order.

18 7. In the event that Defendant substitutes counsel, undersigned Defense Counsel agrees to
19 withhold discovery from new counsel *unless and until* substituted counsel agrees also to be bound by
20 this Order.

21 8. Defense Counsel reserves the right to later seek to have the terms of this Order modified or
22 revoked. Defense Counsel agrees to return the discovery to the Government in its complete form if the

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2 terms of this Order are modified or revoked if so requested by the United States.

3 IT IS SO STIPULATED.

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5 DATED: July 21, 2023

PHILLIP A. TALBERT

United States Attorney

6 By: /s/ Kimberly A. Sanchez

7 KIMBERLY A. SANCHEZ

8 Assistant U.S. Attorney

9 DATED: July 21, 2023

/s/ Darryl Young

10 DARRYL YOUNG

11 Attorney for Defendant

MANUEL YANES

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13 IT IS SO ORDERED.

14 Dated: August 8, 2023

/s/ Barbara A. McAuliffe

15 UNITED STATES MAGISTRATE JUDGE